

MAR-09-2007 FRI 01:02 AM FROM:

FAX:

RECEIVED
CENTRAL FAX CENTER

PAGE 2

MAR 08 2007

Serial No. 10/020,869
60130-1294; 00MRA0564

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appellant: Dobson
Serial No.: 10/020,869
Filed: December 12, 2001
Group Art Unit: 3634
Examiner: Redman, Jerry E.
Title: VEHICLE DOOR

Mail Stop Appeal Brief- Patents
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

REPLY BRIEF

Dear Sir:

This is in reply to the Examiner's Answer mailed January 8, 2007. The Examiner's Answer raises one argument which require some brief response.

ARGUMENTS

The panel of Queveau is not waterproof

The claimed invention recites that an entire trim panel is waterproof and defines a waterproof barrier between a wet space and a dry space. The Examiner states that the panel 4 of Queveau is formed from a synthetic material, and is therefore "waterproof." The Examiner appears to be arguing that the panel 4 is waterproof as it is made of a material that is waterproof. However, the panel 4 of Queveau includes a hole 44 and openings that receive grills 61 and 93. Even if the panel 4 is made of a material that is waterproof per se, the existence of the hole 44 and the openings prevent the panel 4 from being waterproof. Appellant is not claiming that the material of the panel 4 is waterproof, but that the entire panel 4 is waterproof.

For example, if a bucket is made of a waterproof material but includes a hole in the bottom, the water would leak from the bucket. Therefore, the entire bucket is not waterproof, even though it is made of a waterproof material.

NOTED.
✓
3/20/2007

MAR-09-2007 FRI 01:02 AM FROM:

FAX:

MAR 08 2007

PAGE 1

Serial No. 10/020,869
60130-1294; 00MRA0564

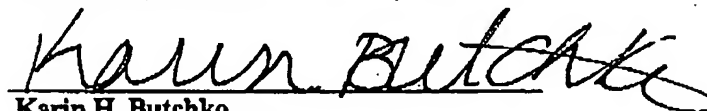
Larabel also does not disclose any waterproof panel. Therefore, the combination of the references together does not disclose, suggest or teach the claimed invention. The claimed invention is not obvious, and Appellant respectfully requests that the rejection be withdrawn.

CONCLUSION

For the reasons set forth above, the rejection of all claims is improper and should be reversed. Appellant respectfully requests such an action.

Respectfully Submitted,

CARLSON, GASKEY & OLDS, P.C.



Karin H. Butchko
Registration No. 45,864
Attorney for Appellant
400 West Maple Road, Suite 350
Birmingham, Michigan 48009

Dated: March 8, 2007

CERTIFICATE OF FACSIMILE

I hereby certify that the enclosed Reply Brief is being facsimile transmitted to the United States Patent and Trademark Office, 571-273-8300, on March 8, 2007.



Karin Butchko

N:\Clients\MERITOR\Files 1001 to 1500\IP01294\Patent\1294replybrief.doc